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11 Attorneys for Plaintiff ERNA GOEHRING GIESBRECHT, INDIVIDUALLY AND ON BEHALF OF  
12 THOSE SIMILARLY SITUATED

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14  
15 UNITED STATES DISTRICT COURT  
16 EASTERN DISTRICT OF CALIFORNIA  
17 SACRAMENTO DIVISION

18 ERNA GIESBRECHT, formerly known as Erna  
19 R. Goehring, individually and on behalf of the  
20 General Public

21 Plaintiff,

22 v.

23 WASHINGTON MUTUAL BANK, FA;  
24 HOMESIDE LENDING, INC., aka HOMESIDE  
25 LENDING; WASHINGTON MUTUAL HOME  
26 LOANS; ARM FINANCIAL, INC.; EQUIFAX  
27 INFORMATION SERVICES, LLC; TRANS  
28 UNION; and Does 1 to 50,

Defendants.

Case No.: 2:05-CV-193 DFL - KJM

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING DEADLINE TO FILE  
CLASS CERTIFICATION MOTION**

29  
30 Plaintiff ERNA GIESBRECHT and Defendants WASHINGTON MUTUAL BANK, FA;  
31 HOMESIDE LENDING, INC., aka HOMESIDE LENDING; WASHINGTON MUTUAL HOME  
32 LOANS; ARM FINANCIAL, INC.; EQUIFAX INFORMATION SERVICES, LLC; and TRANS  
33 UNION, through their respective counsel of record in this matter, and pursuant to **Civ. L.R. 6-142, 78-**

1 230(g), and 83-141 hereby stipulate to and request that the Court issue an order extending the Court's  
2 July 8, 2005 deadline for plaintiff to file a motion for class certification to August 31, 2005.

3 Good cause exists for this request. **First**, plaintiff's counsel, Ms. June Coleman is getting  
4 married in July 2005 and has prepaid honeymoon travel plans out of the country that will limit  
5 plaintiff's ability to prosecute a motion for class certification under the Court's earlier July 8, 2005  
6 deadline.

7 **Second**, as noted in both Joint Status Reports filed with the Court, all parties had previously  
8 agreed to extend the deadline to file motions for class certification against each of the defendants until  
9 August 8, 2005. All parties have also stipulated to extending the deadline to file motion s for class  
10 certification up to August 31, 2005.

11 **Third**, Ms. Giesbrecht is in settlement negotiations with several defendants that may resolve  
12 the claims asserted against these defendants. The requested extension may conserve judicial resources  
13 in that it may negate the need for the motion for class certification against these defendants.

14 **Finally**, several of the defendants have also requested extensions to respond to discovery.  
15 However, plaintiff needs the discovery responses to support the motion for class certification. To  
16 accommodate these requests, plaintiff needs an extension of the deadline to file a motion for class  
17 certification.

18 In light of the foregoing, good cause exists to extend the deadline to file a motion for class  
19 certification against all defendants. Pursuant to this stipulation, the aforementioned parties respectfully  
20 and jointly request that the Court issue an order extending the July 8, 2005 deadline to file a motion for class  
21 certification against each defendant to August 31, 2005.

22 MURPHY, PEARSON, BRADLEY & FEENEY  
23

24 Dated: June 30, 2005

25 By \_\_\_\_\_  
26 June D. Coleman  
27 Attorneys for Plaintiff ERNA GOEHRING  
28 GIESBRECHT, INDIVIDUALLY AND ON  
BEHALF OF THOSE SIMILARLY SITUATED

1 ERICKSEN, ARBUTHNOT, KILDUFF, DAY &  
2 LINDSTROM

3 Dated: \_\_\_\_\_

4 By \_\_\_\_\_  
5 Angela Gatheru  
6 Attorneys for Defendant ARM FINANCIAL  
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8 STEYER, LOWENTHAL, BOODROOKAS &  
9 WALTER  
10

11 Dated: \_\_\_\_\_

12 By \_\_\_\_\_  
13 Edward Egan Smith  
14 Attorneys for Defendant  
15 EQUIFAX INFORMATION SERVICES  
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17 Dated: \_\_\_\_\_

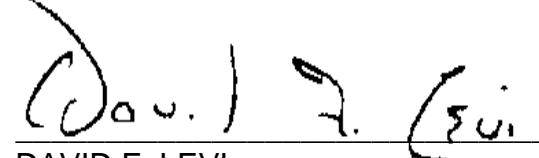
18 By \_\_\_\_\_  
19 Donald Bradley  
20 Attorneys for Defendant  
21 TRANS UNION LLC  
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23 Dated: \_\_\_\_\_

24 By \_\_\_\_\_  
25 Walter Traver  
26 Attorneys for Defendant  
27 WASHINGTON MUTUAL BANK, FA; HOMESIDE  
28 LENDING, INC., aka HOMESIDE LENDING; and  
WASHINGTON MUTUAL HOME LOANS

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Dated: 7/7/2005

21   
22 DAVID F. LEVI  
23 United States District Judge  
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1 CERTIFICATE OF SERVICE

2 I, Felicia D. Wilson, declare:

3 I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested  
4 in the within entitled cause. My business address is 701 University Avenue, Suite 150, Sacramento, CA 95825.

5 On June 30, 2005, I served the following document(s) on the parties in the within action:

6 **STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINE TO FILE CLASS  
CERTIFICATION MOTION**

7 **VIA ELECTRONIC SERVICE:** The above-described document(s) will be delivered electronically  
8 through the Court's ECF/PACER electronic filing system, as stipulated by all parties to constitute  
9 personal service, to the following:

10	Walter J. R. Traver Musick, Peeler & Garrett, LLP 120 Montgomery Street, Suite 2550 San Francisco, CA 94104	Attorney For Defendant WASHINGTON MUTUAL BANK, F.A., SUCCESSOR IN INTEREST TO HOMESIDE LENDING AND WA. MUTUAL HOME LOANS
11	Stephen J. Newman Strook & Strook & Lavan LLP 2029 Century Park East Los Angeles, CA 90067 – 3086	Attorney For Defendant TRANSUNION LLC
12	Donald E. Bradley Crowell & Moring, LLP 3 Park Plaza 20th Floor Irvine, CA 92614	Attorney For Defendant TRANSUNION LLC
13	Mark Tratten Erickson, Arbuthnot, Kilduff, Day & Lindstrom 100 Howe Avenue, Suite 110 South Sacramento, CA 95825	Attorney For Defendant EQUIFAX INFORMATION SERVICES, LLC
14	Edward Egan Smith Steyer, Lowenthal, Boodrookas & Walter One California St Suite 2200 San Francisco, CA 94111	Attorney For Defendant ARM FINANCIAL, INC.

15 I declare under penalty of perjury under the laws of the State of California that the foregoing is a true  
16 and correct statement and that this Certificate was executed on June 30, 2005.

17 By \_\_\_\_\_  
18 Felicia D. Wilson

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